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6 Attorneys for Defendant
Dignity Health

8 UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

11 SIMONMED IMAGING, INC., an ARIZONA
12 CORPORATION,

CASE NO.: 17-cv-02907-JST

Plaintiff

14 V.
15 DIGNITY HEALTH, a DOMESTIC
16 NONPROFIT CALIFORNIA
CORPORATION, Does 1 through 10,

**JOINT STIPULATION AND
[PROPOSED] ORDER FOR
DISMISSAL WITH PREJUDICE**

Defendant.

1 **TO THE COURT, CLERK OF COURT, AND ALL PARTIES:**

2 IT IS HEREBY STIPULATED by and between Plaintiff SimonMed Imaging, Inc.
3 ("SimonMed"), and Defendant Dignity Health ("Dignity"), that all of SimonMed's claims against
4 Dignity be dismissed from this action with prejudice pursuant to Federal Rules of Civil Procedure
5 section 41(a)(2), that all of Dignity's counterclaims against SimonMed be dismissed from this
6 action with prejudice pursuant to Federal Rules of Civil Procedure section 41(a)(2), and that each
7 party shall bear its own attorneys' fees and costs.

8 Dated: April 19, 2018

Respectfully submitted,

/s/ Rowan Mason

Brian Selden
Rowan Mason
JONES DAY

11 Attorneys for Defendant
12 Dignity Health

13 Dated: April 19, 2018

Respectfully submitted,

/s/ Gerald Richelson

14 David J. Millstein
15 Gerald Richelson
16 MILLSTEIN & ASSOCIATES

17 Attorneys for Plaintiff
18 SimonMed Imaging, Inc.

19 **FILER'S ATTESTATION**

20 I attest under penalty of perjury that concurrence in the filing of this document has been
21 obtained from all signatories.

22 Dated: April 19, 2018

Respectfully submitted,

/s/ Rowan Mason

23 Brian Selden
24 Rowan Mason
25 JONES DAY

26 Attorneys for Defendant
27 Dignity Health

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2 **[PROPOSED] ORDER**

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4 Pursuant to the stipulation of the Parties, all of SimonMed's claims against Dignity are
5 dismissed with prejudice, all of Dignity's counterclaims against SimonMed are dismissed with
6 prejudice, and each party shall bear its own attorneys' fees and costs. **IT IS SO ORDERED.**

7 Dated: April 19, 2018

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HONORABLE JON STIGAR
UNITED STATES DISTRICT JUDGE